IN THE HIGH COURT OF JUDICATURE AT BOMBAY

T & I. J.

NOTICE OF MOTION NO.36 OF 2005
IN
SUIT NO.70 OF 1999
IN
PETITION NO.871 OF 1997

Shahjehan Askander Mondegarian .. Petitioner

Vs.

Marzaban Aflatoon Khairabadi & Anr. .. Caveators

Mr.Anant Jahangir for the petitioner

Mr.M.L.Palan with Ms.D.Wanjare i/b B.R.Oza & Co. for the Caveators

CORAM : S.U.KAMDAR, J

DATED : 12TH AUGUST, 2005

P.C.:

. It is an admitted position that in respect of property described in prayer clause (a) of motion, parties are not collecting rent. In view thereof, it is necessary that proper mechanism be involved. Both the parties agree that Receiver shall collect the rent and maintain the said property. Receiver's charges will be initially borne by the respondents and the same will be

subject to final account. Respondents will be directed to attorn the tenants in their favour and collect rent and pay all necessary outgoings and statutory charges. Motion disposed of with the aforesaid order. No order as to costs.